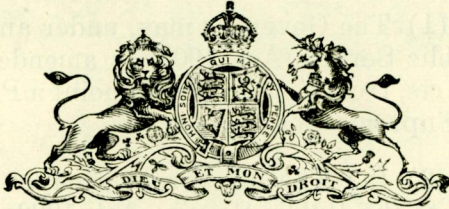


New South Wales.



ANNO DUODECIMO

GEORGI VI REGIS.

Act No. 22, 1948.

An Act to make further provision in relation to the office of Prothonotary of the Supreme Court, and for the appointment from time to time of an acting Prothonotary; to amend the Supreme Court and Circuit Courts Act, 1900, the Public Service Act, 1902, the Superannuation Act, 1916, and certain other Acts in certain respects; and for purposes connected therewith. [Assented to, 21st May, 1948.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Supreme Court and Short title. Circuit Courts (Prothonotary) Amendment Act, 1948."

Supreme Court and Circuit Courts (Prothonotary) Amendment.

Amend-
ment of
Act No. 35,
1900.
Substi-
tuted
sec. 15A.

Appoint-
ment of
Protho-
notary
and of
acting
Protho-
notary.

2. (1) (a) The Supreme Court and Circuit Courts Act, 1900-1941, is amended by omitting section 15A and by inserting in lieu thereof the following section:—

15A. (1) The Governor may, under and subject to the Public Service Act, 1902, as amended by subsequent Acts, from time to time appoint a Prothonotary of the Supreme Court.

(2) (a) The Governor may, under and subject to the Public Service Act, 1902, as amended by subsequent Acts, from time to time as occasion may require, appoint an acting Prothonotary to act temporarily in the place of the Prothonotary during the illness, incapacity or absence of the Prothonotary or while the office of Prothonotary is for the time being vacant.

(b) During the period for which he is appointed, an acting Prothonotary shall have the powers, duties and functions of the Prothonotary and may act in the place of the Prothonotary.

No person shall be concerned to inquire whether or not any occasion has arisen requiring or authorising an acting Prothonotary so to act or as to the necessity or propriety of his appointment; and all acts or things done by an acting Prothonotary shall be as valid and effectual and shall have the same force and consequence as if the same had been done by the Prothonotary.

(c) Nothing in this subsection shall be construed to abridge or otherwise affect any powers, authorities, duties or functions conferred or imposed on a Deputy Prothonotary by or under this or any other Act.

(b) The Supreme Court and Circuit Courts Act, 1900, as amended by subsequent Acts and by this Act, may be cited as the Supreme Court and Circuit Courts Act, 1900-1948.

Supreme Court and Circuit Courts (Prothonotary) Amendment.

(2) The Public Service Act, 1902, as amended by subsequent Acts, is amended by omitting from section five the word "Prothonotary".

Amend-
ment of
Act No. 31,
1902, s. 5.
(Applica-
tion of
Act.)

(3) (a) The Superannuation Act, 1916, as amended by subsequent Acts, is amended by omitting from the definition of "Employee" in subsection one of section three the words "or the Prothonotary".

Amend-
ment of
Act No. 28,
1916, s. 3.
(Defini-
tions.)

(b) The Superannuation Act, 1916, as amended by subsequent Acts and by this Act, may be cited as the Superannuation Act, 1916-1948.

3. (1) Section two of this Act shall not operate to affect the tenure of office of the person who, immediately before the commencement of this Act, holds the office of Prothonotary (which person is in this section referred to as "the present Prothonotary"); and the present Prothonotary may continue to hold that office in all respects as if this Act had not been enacted.

Saving of
rights of
present
Protho-
notary.

(2) Section two of this Act shall not operate—

- (a) to deprive the present Prothonotary of any right to receive any payment or pension to which he would be entitled under any of the Acts amended by section two of this Act if this Act had not been enacted; or
- (b) to deprive any person of any right to receive any payment or pension to which upon the death of the present Prothonotary he would be entitled under any of the Acts amended by section two of this Act if this Act had not been enacted.

(3) The person who, immediately before the commencement of this Act, holds the office of Deputy Prothonotary may continue to hold that office in all respects as if he had been appointed thereto by the Governor under and subject to the Public Service Act, 1902, as amended by subsequent Acts.

By Authority:

THOMAS HENRY TENNANT, Government Printer, Sydney, 1948.

Section 1001 (a) of the Public Service Act, 1915, as amended

(c) The Public Service Act, 1915, as amended by supplemental Acts is amended by inserting from section 1001 of the Public Service Act, 1915, the following: (c) The Public Service Act, 1915, as amended by supplemental Acts shall not operate to affect the tenure of office of the person who immediately before the commencement of this Act holds the office of Protectors (which person is in this section referred to as "the present Protectors"); and the present Protectors may continue to hold that office in all respects as if this Act had not been enacted.

(d) The Public Service Act, 1915, as amended by supplemental Acts and by this Act may be cited as the Public Service Act, 1915.

(1) Section two of this Act shall not operate to affect the tenure of office of the person who immediately before the commencement of this Act holds the office of Protectors (which person is in this section referred to as "the present Protectors"); and the present Protectors may continue to hold that office in all respects as if this Act had not been enacted.

(2) Section two of this Act shall not operate— (a) to divest the present Protectors of any right to receive any payment or pension to which they would be entitled under any of the Acts amended by section two of this Act if this Act had not been enacted; or (b) to deprive any person of any right to receive any payment or pension to which upon the death of the present Protectors he would be entitled under any of the Acts amended by section two of this Act if this Act had not been enacted.

(3) The person who immediately before the commencement of this Act holds the office of Protectors may continue to hold that office in all respects as if he had been appointed thereto by the Government under and subject to the Public Service Act, 1915, as amended by supplemental Acts.

(4) The Public Service Act, 1915, as amended by supplemental Acts and by this Act may be cited as the Public Service Act, 1915.

(5) Section two of this Act shall not operate to affect the tenure of office of the person who immediately before the commencement of this Act holds the office of Protectors (which person is in this section referred to as "the present Protectors"); and the present Protectors may continue to hold that office in all respects as if this Act had not been enacted.

(6) The Public Service Act, 1915, as amended by supplemental Acts and by this Act may be cited as the Public Service Act, 1915.

I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

H. ROBBINS,

Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 13 May, 1948.*

New South Wales.



ANNO DUODECIMO

GEORGII VI REGIS.

Act No. 22, 1948.

An Act to make further provision in relation to the office of Prothonotary of the Supreme Court, and for the appointment from time to time of an acting Prothonotary; to amend the Supreme Court and Circuit Courts Act, 1900, the Public Service Act, 1902, the Superannuation Act, 1916, and certain other Acts in certain respects; and for purposes connected therewith. [Assented to, 21st May, 1948.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Supreme Court and Circuit Courts (Prothonotary) Amendment Act, 1948." Short title.

2.

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

G. BOOTH,

Chairman of Committees of the Legislative Assembly.

Supreme Court and Circuit Courts (Prothonotary) Amendment.

Amendment of Act No. 35, 1900. Substituted sec. 15A. Appointment of Prothonotary and of acting Prothonotary.

2. (1) (a) The Supreme Court and Circuit Courts Act, 1900-1941, is amended by omitting section 15A and by inserting in lieu thereof the following section:—

15A. (1) The Governor may, under and subject to the Public Service Act, 1902, as amended by subsequent Acts, from time to time appoint a Prothonotary of the Supreme Court.

(2) (a) The Governor may, under and subject to the Public Service Act, 1902, as amended by subsequent Acts, from time to time as occasion may require, appoint an acting Prothonotary to act temporarily in the place of the Prothonotary during the illness, incapacity or absence of the Prothonotary or while the office of Prothonotary is for the time being vacant.

(b) During the period for which he is appointed, an acting Prothonotary shall have the powers, duties and functions of the Prothonotary and may act in the place of the Prothonotary.

No person shall be concerned to inquire whether or not any occasion has arisen requiring or authorising an acting Prothonotary so to act or as to the necessity or propriety of his appointment; and all acts or things done by an acting Prothonotary shall be as valid and effectual and shall have the same force and consequence as if the same had been done by the Prothonotary.

(c) Nothing in this subsection shall be construed to abridge or otherwise affect any powers, authorities, duties or functions conferred or imposed on a Deputy Prothonotary by or under this or any other Act.

(b) The Supreme Court and Circuit Courts Act, 1900, as amended by subsequent Acts and by this Act, may be cited as the Supreme Court and Circuit Courts Act, 1900-1948.

Supreme Court and Circuit Courts (Prothonotary) Amendment.

(2) The Public Service Act, 1902, as amended by subsequent Acts, is amended by omitting from section five the word "Prothonotary".

Amendment of Act No. 31, 1902, s. 5. (Application of Act.)

(3) (a) The Superannuation Act, 1916, as amended by subsequent Acts, is amended by omitting from the definition of "Employee" in subsection one of section three the words "or the Prothonotary".

Amendment of Act No. 28, 1916, s. 3. (Definitions.)

(b) The Superannuation Act, 1916, as amended by subsequent Acts and by this Act, may be cited as the Superannuation Act, 1916-1948.

3. (1) Section two of this Act shall not operate to affect the tenure of office of the person who, immediately before the commencement of this Act, holds the office of Prothonotary (which person is in this section referred to as "the present Prothonotary"); and the present Prothonotary may continue to hold that office in all respects as if this Act had not been enacted.

Saving of rights of present Prothonotary.

(2) Section two of this Act shall not operate—

(a) to deprive the present Prothonotary of any right to receive any payment or pension to which he would be entitled under any of the Acts amended by section two of this Act if this Act had not been enacted; or

(b) to deprive any person of any right to receive any payment or pension to which upon the death of the present Prothonotary he would be entitled under any of the Acts amended by section two of this Act if this Act had not been enacted.

(3) The person who, immediately before the commencement of this Act, holds the office of Deputy Prothonotary may continue to hold that office in all respects as if he had been appointed thereto by the Governor under and subject to the Public Service Act, 1902, as amended by subsequent Acts.

In the name and on behalf of His Majesty I assent to this Act.

J. NORTHCOTT,
Governor.

Government House,
Sydney, 21st May, 1948.

Section 101. The Commission shall have the honor to receive and receive the honor of the President of the United States and the Vice President of the United States.

Section 102. The Commission shall have the honor to receive and receive the honor of the President of the United States and the Vice President of the United States.

Section 103. The Commission shall have the honor to receive and receive the honor of the President of the United States and the Vice President of the United States.

Section 104. The Commission shall have the honor to receive and receive the honor of the President of the United States and the Vice President of the United States.

Section 105. The Commission shall have the honor to receive and receive the honor of the President of the United States and the Vice President of the United States.

Section 106. The Commission shall have the honor to receive and receive the honor of the President of the United States and the Vice President of the United States.

Section 107. The Commission shall have the honor to receive and receive the honor of the President of the United States and the Vice President of the United States.

This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

H. ROBBINS,

Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 28 April, 1948.*

New South Wales.



ANNO DUODECIMO

GEORGII VI REGIS.

Act No. , 1948.

An Act to make further provision in relation to the office of Prothonotary of the Supreme Court, and for the appointment from time to time of an acting Prothonotary; to amend the Supreme Court and Circuit Courts Act, 1900, the Public Service Act, 1902, the Superannuation Act, 1916, and certain other Acts in certain respects; and for purposes connected therewith.

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Supreme Court and Circuit Courts (Prothonotary) Amendment Act, 1948." Short title.

Supreme Court and Circuit Courts (Prothonotary) Amendment.

2. (1) (a) The Supreme Court and Circuit Courts Act, 1900-1941, is amended by omitting section 15A and by inserting in lieu thereof the following section:—

Amendment of Act No. 35, 1900. Substituted sec. 15A.

5 15A. (1) The Governor may, under and subject to the Public Service Act, 1902, as amended by subsequent Acts, from time to time appoint a Prothonotary of the Supreme Court.

Appointment of Prothonotary and of acting Prothonotary.

10 (2) (a) The Governor may, under and subject to the Public Service Act, 1902, as amended by subsequent Acts, from time to time as occasion may require, appoint an acting Prothonotary to act temporarily in the place of the Prothonotary during the illness, incapacity or absence of the Prothonotary or while the office of Prothonotary is for the time being vacant.

15 (b) During the period for which he is appointed, an acting Prothonotary shall have the powers, duties and functions of the Prothonotary and may act in the place of the Prothonotary.

20 No person shall be concerned to inquire whether or not any occasion has arisen requiring or authorising an acting Prothonotary so to act or as to the necessity or propriety of his appointment; and all acts or things done by an acting Prothonotary shall be as valid and effectual and shall have the same force and consequence as if the same had been done by the Prothonotary.

25 (c) Nothing in this subsection shall be construed to abridge or otherwise affect any powers, authorities, duties or functions conferred or imposed on a Deputy Prothonotary by or under this or any other Act.

30 (b) The Supreme Court and Circuit Courts Act, 1900, as amended by subsequent Acts and by this Act, may be cited as the Supreme Court and Circuit Courts Act, 1900-1948.

Supreme Court and Circuit Courts (Prothonotary) Amendment.

(2) The Public Service Act, 1902, as amended by subsequent Acts, is amended by omitting from section five the word "Prothonotary".

Amendment of Act No. 31, 1902, s. 5. (Application of Act.)

5 (3) (a) The Superannuation Act, 1916, as amended by subsequent Acts, is amended by omitting from the definition of "Employee" in subsection one of section three the words "or the Prothonotary".

Amendment of Act No. 28, 1916, s. 3. (Definitions.)

(b) The Superannuation Act, 1916, as amended by subsequent Acts and by this Act, may be 10 cited as the Superannuation Act, 1916-1948.

3. (1) Section two of this Act shall not operate to affect the tenure of office of the person who, immediately before the commencement of this Act, holds the office of Prothonotary (which person is in this section referred 15 to as "the present Prothonotary"); and the present Prothonotary may continue to hold that office in all respects as if this Act had not been enacted.

Saving of rights of present Prothonotary.

(2) Section two of this Act shall not operate—

20 (a) to deprive the present Prothonotary of any right to receive any payment or pension to which he would be entitled under any of the Acts amended by section two of this Act if this Act had not been enacted; or

25 (b) to deprive any person of any right to receive any payment or pension to which upon the death of the present Prothonotary he would be entitled under any of the Acts amended by section two of this Act if this Act had not been enacted.

30 (3) The person who, immediately before the commencement of this Act, holds the office of Deputy Prothonotary may continue to hold that office in all respects as if he had been appointed thereto by the Governor under and subject to the Public Service Act, 35 1902, as amended by subsequent Acts.

(2) The Public Service Act, 1902, as amended by subsequent Acts is amended by omitting from section 1002 the word "Prothonotary";

(3) The Superannuation Act, 1916, as amended by subsequent Acts is amended by inserting in the definition of "Prothonotary" in subsection one of section 1016, a, a, three the words "or the Prothonotary";

3. (1) Section two of this Act shall not operate to affect the tenure of office of the person who immediately before the commencement of this Act holds the office of Prothonotary (which person is in this section referred to as "the present Prothonotary"); and the present Prothonotary may continue to hold that office in all respects as if this Act had not been enacted.

(2) Section two of this Act shall not operate—
(a) to deprive the present Prothonotary of any right to receive any payment or pension to which he would be entitled under any of the Acts amended by section two of this Act if this Act had not been enacted; or
(b) to deprive any person of any right to receive any payment or pension to which upon the death of the present Prothonotary he would be entitled under any of the Acts amended by section two of this Act if this Act had not been enacted.

(3) The person who immediately before the commencement of this Act holds the office of Deputy Prothonotary may continue to hold that office in all respects as if he had been appointed thereto by the Governor under and subject to the Public Service Act, 1902, as amended by subsequent Acts.

No. , 1948.

A BILL

To make further provision in relation to the office of Prothonotary of the Supreme Court, and for the appointment from time to time of an acting Prothonotary; to amend the Supreme Court and Circuit Courts Act, 1900, the Public Service Act, 1902, the Superannuation Act, 1916, and certain other Acts in certain respects; and for purposes connected therewith.

[MR. C. E. MARTIN;—22 April, 1948.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Supreme Court and Circuit Courts (Prothonotary) Amendment Act, 1948." Short title:

69981 222—

2.

Supreme Court and Circuit Courts (Prothonotary) Amendment.

2. (1) (a) The Supreme Court and Circuit Courts Act, 1900-1941, is amended by omitting section 15A and by inserting in lieu thereof the following section:—

Amend-
ment of
Act No. 35,
1900.
Substi-
tuted
sec. 15A.

5 15A. (1) The Governor may, under and subject to the Public Service Act, 1902, as amended by subsequent Acts, from time to time appoint a Prothonotary of the Supreme Court.

Appoint-
ment of
Protho-
notary
and of
acting
Protho-
notary.

10 (2) (a) The Governor may, under and subject to the Public Service Act, 1902, as amended by subsequent Acts, from time to time as occasion may require, appoint an acting Prothonotary to act temporarily in the place of the Prothonotary during the illness, incapacity or absence of the Prothonotary or while the office of Prothonotary is for the time
15 being vacant.

(b) During the period for which he is appointed, an acting Prothonotary shall have the powers, duties and functions of the Prothonotary and may act in the place of the Prothonotary.

20 No person shall be concerned to inquire whether or not any occasion has arisen requiring or authorising an acting Prothonotary so to act or as to the necessity or propriety of his appointment; and all acts or things done by an acting Prothonotary shall
25 be as valid and effectual and shall have the same force and consequence as if the same had been done by the Prothonotary.

(c) Nothing in this subsection shall be construed to abridge or otherwise affect any powers, authorities, duties or functions conferred or imposed
30 on a Deputy Prothonotary by or under this or any other Act.

(b) The Supreme Court and Circuit Courts Act, 1900, as amended by subsequent Acts and by this
35 Act, may be cited as the Supreme Court and Circuit Courts Act, 1900-1948.

Supreme Court and Circuit Courts (Prothonotary) Amendment.

(2) The Public Service Act, 1902, as amended by subsequent Acts, is amended by omitting from section five the word "Prothonotary".

Amendment of Act No. 31, 1902, s. 5. (Application of Act.)

(3) (a) The Superannuation Act, 1916, as amended by subsequent Acts, is amended by omitting from the definition of "Employee" in subsection one of section three the words "or the Prothonotary".

Amendment of Act No. 28, 1916, s. 3. (Definitions.)

(b) The Superannuation Act, 1916, as amended by subsequent Acts and by this Act, may be cited as the Superannuation Act, 1916-1948.

3. (1) Section two of this Act shall not operate to affect the tenure of office of the person who, immediately before the commencement of this Act, holds the office of Prothonotary (which person is in this section referred to as "the present Prothonotary"); and the present Prothonotary may continue to hold that office in all respects as if this Act had not been enacted.

Saving of rights of present Prothonotary.

(2) Section two of this Act shall not operate—

(a) to deprive the present Prothonotary of any right to receive any payment or pension to which he would be entitled under any of the Acts amended by section two of this Act if this Act had not been enacted; or

(b) to deprive any person of any right to receive any payment or pension to which upon the death of the present Prothonotary he would be entitled under any of the Acts amended by section two of this Act if this Act had not been enacted.

(3) The person who, immediately before the commencement of this Act, holds the office of Deputy Prothonotary may continue to hold that office in all respects as if he had been appointed thereto by the Governor under and subject to the Public Service Act, 1902, as amended by subsequent Acts.

Chapter 10, Act No. 1985, is amended to read as follows:

Section 1. The following provisions shall apply to the office of the Public Service Commission:

(a) The Public Service Commission shall be composed of five members, to be appointed by the Governor.

(b) The Governor shall appoint one member to represent the public interest.

(c) The Governor shall appoint one member to represent the interest of the public utility companies.

(d) The Governor shall appoint one member to represent the interest of the public service companies.

(e) The Governor shall appoint one member to represent the interest of the public service companies.

(f) The Governor shall appoint one member to represent the interest of the public service companies.

(g) The Governor shall appoint one member to represent the interest of the public service companies.

(h) The Governor shall appoint one member to represent the interest of the public service companies.

(i) The Governor shall appoint one member to represent the interest of the public service companies.

(j) The Governor shall appoint one member to represent the interest of the public service companies.

(k) The Governor shall appoint one member to represent the interest of the public service companies.

(l) The Governor shall appoint one member to represent the interest of the public service companies.

(m) The Governor shall appoint one member to represent the interest of the public service companies.

(n) The Governor shall appoint one member to represent the interest of the public service companies.

(o) The Governor shall appoint one member to represent the interest of the public service companies.

(p) The Governor shall appoint one member to represent the interest of the public service companies.

§ 1002, as amended by subsequent Acts

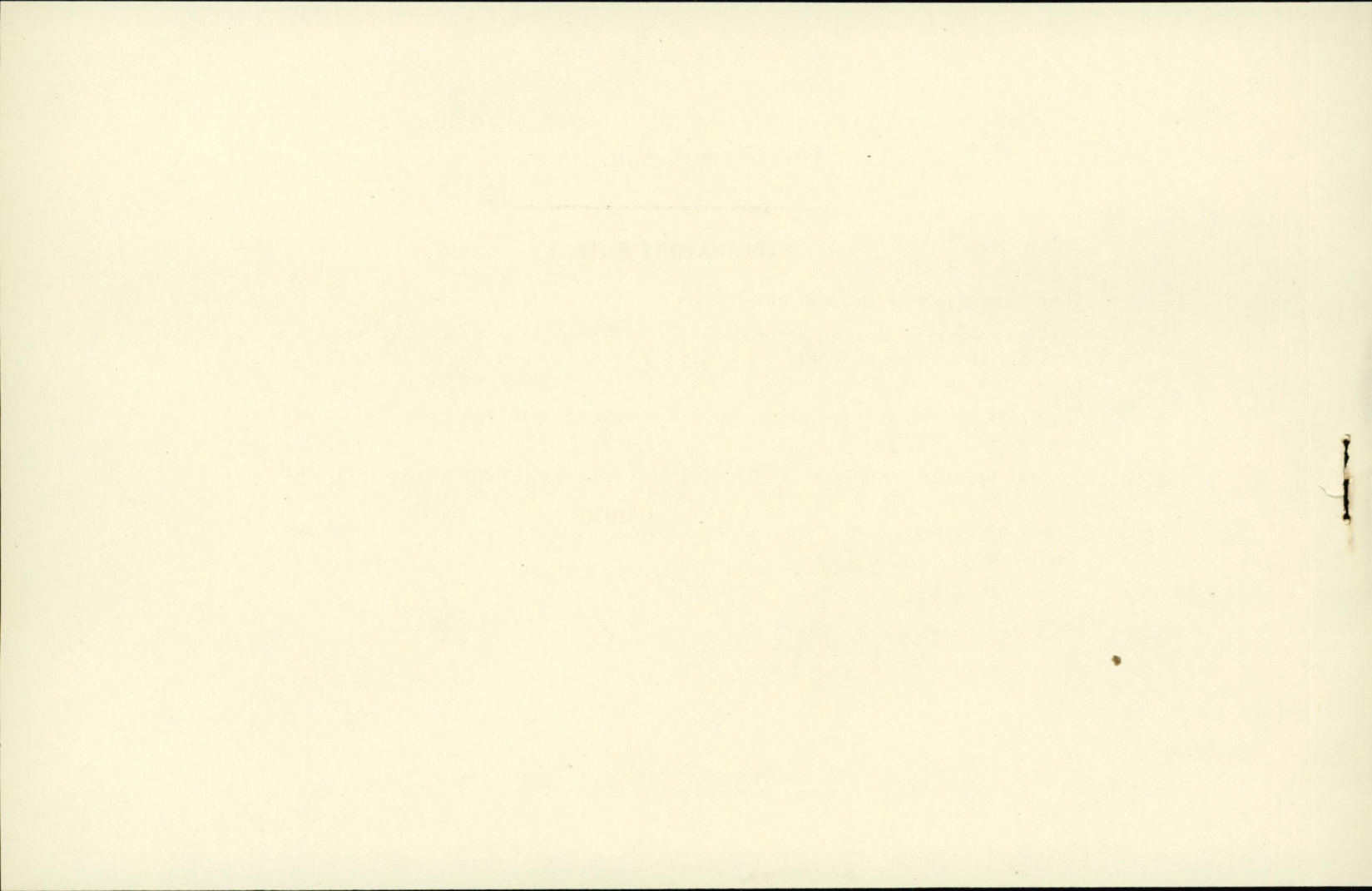
Supreme Court and Circuit Courts (Prothonotary)
Amendment Bill, 1948.

EXPLANATORY NOTE.

THE main objects of this Bill are—

- (a) to provide that the Prothonotary is to be appointed by the Governor upon the recommendation of the Public Service Board, and that an acting Prothonotary may be appointed in like manner as occasion requires;
- (b) to provide that the Prothonotary shall be subject to the Public Service Act, 1902, as amended;
- (c) to repeal the provision under which a special statutory pension is granted to occupants of the office of Prothonotary on retirement.

The Bill is not to affect the tenure of office or rights to pension of the present Prothonotary.



PROOF

No. , 1948.

A BILL

To make further provision in relation to the office of Prothonotary of the Supreme Court, and for the appointment from time to time of an acting Prothonotary; to amend the Supreme Court and Circuit Courts Act, 1900, the Public Service Act, 1902, the Superannuation Act, 1916, and certain other Acts in certain respects; and for purposes connected therewith.

[MR. C. E. MARTIN;—22 April, 1948.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the "Supreme Court and Circuit Courts (Prothonotary) Amendment Act, 1948." Short title.

69981 222—

2.

Supreme Court and Circuit Courts (Prothonotary) Amendment.

2. (1) (a) The Supreme Court and Circuit Courts Act, 1900-1941, is amended by omitting section 15A and by inserting in lieu thereof the following section:—

Amendment of Act No. 35, 1900. Substituted sec. 15A.

5 15A. (1) The Governor may, under and subject to the Public Service Act, 1902, as amended by subsequent Acts, from time to time appoint a Prothonotary of the Supreme Court.

Appointment of Prothonotary and of acting Prothonotary.

10 (2) (a) The Governor may, under and subject to the Public Service Act, 1902, as amended by subsequent Acts, from time to time as occasion may require, appoint an acting Prothonotary to act temporarily in the place of the Prothonotary during the illness, incapacity or absence of the Prothonotary or while the office of Prothonotary is for the time being vacant.

(b) During the period for which he is appointed, an acting Prothonotary shall have the powers, duties and functions of the Prothonotary and may act in the place of the Prothonotary.

20 No person shall be concerned to inquire whether or not any occasion has arisen requiring or authorising an acting Prothonotary so to act or as to the necessity or propriety of his appointment; and all acts or things done by an acting Prothonotary shall be as valid and effectual and shall have the same force and consequence as if the same had been done by the Prothonotary.

30 (c) Nothing in this subsection shall be construed to abridge or otherwise affect any powers, authorities, duties or functions conferred or imposed on a Deputy Prothonotary by or under this or any other Act.

35 (b) The Supreme Court and Circuit Courts Act, 1900, as amended by subsequent Acts and by this Act, may be cited as the Supreme Court and Circuit Courts Act, 1900-1948.

Supreme Court and Circuit Courts (Prothonotary) Amendment.

(2) The Public Service Act, 1902, as amended by subsequent Acts, is amended by omitting from section five the word "Prothonotary".

Amendment of Act No. 31, 1902, s. 5. (Application of Act.)

(3) (a) The Superannuation Act, 1916, as amended by subsequent Acts, is amended by omitting from the definition of "Employee" in subsection one of section three the words "or the Prothonotary".

Amendment of Act No. 28, 1916, s. 3. (Definitions.)

(b) The Superannuation Act, 1916, as amended by subsequent Acts and by this Act, may be cited as the Superannuation Act, 1916-1948.

3. (1) Section two of this Act shall not operate to affect the tenure of office of the person who, immediately before the commencement of this Act, holds the office of Prothonotary (which person is in this section referred to as "the present Prothonotary"); and the present Prothonotary may continue to hold that office in all respects as if this Act had not been enacted.

Saving of rights of present Prothonotary.

(2) Section two of this Act shall not operate—

(a) to deprive the present Prothonotary of any right to receive any payment or pension to which he would be entitled under any of the Acts amended by section two of this Act if this Act had not been enacted; or

(b) to deprive any person of any right to receive any payment or pension to which upon the death of the present Prothonotary he would be entitled under any of the Acts amended by section two of this Act if this Act had not been enacted.

(3) The person who, immediately before the commencement of this Act, holds the office of Deputy Prothonotary may continue to hold that office in all respects as if he had been appointed thereto by the Governor under and subject to the Public Service Act, 1902, as amended by subsequent Acts.

10 cited as the "Prothonotary Act, 1919"

15 to be "the present Prothonotary"; and the present Prothonotary may continue to hold that office in all respects as if the Act had not been enacted.

20 (a) to deprive the present Prothonotary of any right to receive any payment or pension to which he would be entitled under any of the Acts amended by section two of this Act if this Act had not been enacted;

25 (b) to deprive any person of any right to receive any payment or pension to which upon the death of the present Prothonotary he would be entitled under any of the Acts amended by section two of this Act if this Act had not been enacted;

30 (c) to deprive any person who immediately before the commencement of this Act held the office of Prothonotary and who had been appointed thereto by the Governor and who had not been appointed thereto by the Governor as provided in subsequent Acts.